

AMENDED IN SENATE AUGUST 22, 2011

AMENDED IN ASSEMBLY APRIL 6, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 227

**Introduced by Assembly Member Hall
(Principal coauthor: Assembly Member Carter)
(Coauthors: Assembly Members Ammiano, Block, Dickinson, Eng,
and Solorio)**

February 2, 2011

An act to amend Section 51871.5 of the Education Code, relating to education.

LEGISLATIVE COUNSEL'S DIGEST

AB 227, as amended, Hall. Education technology planning.

Existing law requires that, as a precondition to receiving a technology grant administered by the State Department of Education, a school district shall have a current 3- to 5-year education technology plan, unless this requirement is waived by the State Board of Education. Existing law also requires the Superintendent of Public Instruction to develop guidelines and criteria for inclusion in the education technology plan, including a component to educate pupils and teachers on specified topics.

This bill would expand that list of topics to include the prevention of, and legal consequences for, cyberbullying, the active use of content control software, and the responsible use by pupils of mobile communication technology. The bill would exempt from compliance with this requirement a school district that, on July 1, 2012, has a 3- to 5-year education technology plan until that plan expires or is voluntarily

replaced, at which time the school district would be subject to the requirement. *The bill would also require that the additional topics of the prevention of, and legal consequences for, cyberbullying, the active use of content control software, and the responsible use by pupils of mobile communication technology, be implemented only to the extent that state or federal funds are appropriated for those topics.* The bill would make other conforming changes.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 51871.5 of the Education Code is
2 amended to read:
3 51871.5. (a) It is the intent of the Legislature that education
4 technology planning be accomplished in the most comprehensive
5 manner possible. To that end, the current practice of developing
6 education technology plans for each funding program was replaced
7 with a comprehensive local planning process that enables school
8 districts to apply for grants on an ongoing basis and assists them
9 in utilizing available education technology programs.
10 (b) As a precondition to receiving a technology grant
11 administered by the department, a school district shall have a
12 current three- to five-year education technology plan. The state
13 board may waive this requirement if it determines that the applicant
14 school district made a good faith effort to develop a plan, but for
15 reasons beyond its control, the district cannot develop the plan
16 before receipt of the technology grant.
17 (c) (1) The Superintendent shall develop guidelines and criteria
18 for inclusion in the education technology plan required pursuant
19 to subdivision (b). The guidelines and criteria shall include, but
20 are not limited to, a component to educate pupils and teachers on
21 all of the following:
22 (A) The appropriate and ethical use of information technology
23 in the classroom.
24 (B) Internet safety.
25 (C) The manner in which to avoid committing plagiarism.
26 (D) The concept, purpose, and significance of a copyright so
27 that pupils are equipped with the skills necessary to distinguish
28 lawful from unlawful online downloading.

1 (E) The implications of illegal peer-to-peer network file sharing.

2 (F) The prevention of cyberbullying and legal consequences for
3 pupils engaging in cyberbullying.

4 (G) The active use of content control software.

5 (H) Responsible use by pupils of mobile communication
6 technology.

7 (2) School districts are encouraged to partner with the California
8 Technology Assistance Project, information technology companies,
9 and nonprofit organizations to develop tools to supplement the
10 existing Internet safety curriculum that address the educational
11 component of the guidelines and criteria developed pursuant to
12 this subdivision.

13 (3) A school district that, on July 1, 2012, has a current three-
14 to five-year education technology plan that complies with
15 subdivision (b) is not required to comply with ~~this subdivision~~
16 *subparagraphs (F), (G), and (H) of paragraph (1)* until after its
17 plan expires or is voluntarily replaced.

18 (4) *Subparagraphs (F), (G), and (H) of paragraph (1) shall be*
19 *implemented only to the extent that state or federal funds are*
20 *appropriated for purposes of implementing those subparagraphs.*

21 (d) The Superintendent shall ensure that each school district has
22 access to technical assistance and an approved online technology
23 plan builder that the department determines is in compliance with
24 state and federal requirements.

25 (e) The department shall maintain a record of school districts
26 that have a three- to five-year education technology plan and shall
27 make that information available to interested public agencies.